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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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WILLIAM A. MUNDELL

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Chairman

JIM IRVIN

APR 02 2002

AZ CORP COMMISSION
DOCUMENT CONTROL

Commissioner

MARC SPITZER

Commissioner

DOCKETED BY

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In the matter of:

DOCKET NO. S-03413A-01-0000

CLAY EUGENE LAMBERT

DIVISION'S FIRST AMENDED LIST
OF WITNESSES AND EXHIBITS

3711 East Minton Place

Mesa, Arizona 85215

CRD No. 1959853,

Respondent.

The Securities Division ("Division") of the Arizona Corporation Commission hereby submits the following list of witnesses and exhibits.

I.

WITNESSES

1. The Division intends on calling the following individuals to testify at the hearing:

- a. Tommy and/or Becky Woods – Mr. and Mrs. Woods are Arizona residents who invested with Clay Eugene Lambert.
- b. Brandon Woods – Brandon Woods is the adult son of Tommy and Becky Woods and worked in the Respondent's office.
- c. Alan Kreitl – Criminalist #4823 with the Arizona Department of Public Safety – Mr. Kreitl conducted a forensic document examination of checks and other documents bearing Tommy Woods' signature.
- d. Lisa Busse – Ms. Busse is an investigator with the Division and is familiar with this case.
- e. Frank Samprone – Mr. Samprone is an investigator with the Division.

The Division reserves the right to call the Respondent as a witness and any other witness listed by the Respondent, whether or not the witness is called by the Respondent, and to call any person necessary to lay a proper foundation for an exhibit. The Division further reserves the right to call one or more witnesses not named here, for purposes of rebuttal.

II.

EXHIBITS

2. The Division intends to use the following exhibits at the hearing:

Exhibit No.	Description
	<i>Division Exhibits</i>
S-1	Certificate of Registration – Salesman
S-2	Certificate of Non-Registration – Promissory Notes
S-3	Certificate of Non-Registration as a dealer– Clay Lambert
	<i>INVESTMENTS:</i>
S-4	Promissory Note for \$150,000 dated October 3, 1994
S-5	First Interstate check from Tommy Woods for \$50,000 dated October 3, 1994
S-6	2 State Street Research checks from Woods. \$50,000 each dated October 3, 1994
S-7	State Street Research check register dated 10/3
S-8	State Street Research facsimile of 1994 transcripts of Woods' account
S-9	Promissory Note for \$200,000 dated May 15, 1996
S-10	First Interstate check from Tommy Woods for \$100,000
S-11	AIM Money Market Fund check from Tommy Woods for \$101,700
S-12	Contract Values dated 04/10/95
S-13	Contract Values dated 11/12/95
	<i>CHECKS:</i>
S-14	Bank of America Checks from Direct Utility Contractors dated 01/20/99-10/01/99
S-15	Bank of America Checks from Direct Utility Contractors dated 11/01/99-12/05/99 and repayment by Lambert with Cashier's Check
S-16	Bank of America Checks from Direct Utility Contractors dated 05/05/99-10/23/99
	<i>ANNUITY:</i>
S-17	Allianz Annuity documents
	<i>CIVIL COMPLAINT CV2000-011966:</i>
S-18	Complaint
S-19	Affidavit of Clay E. Lambert
S-20	Stipulated Judgment
	<i>WIRE TRANSFER:</i>
S-21	05/03/96 Transaction Log. Outgoing wire transfer of \$100,000 from Tommy Woods to Clay Lambert
	<i>FARM LAND:</i>
S-22	Articles of Incorporation for Lambert Farms, Inc. dated January 28, 1995
S-23	Norwest Bank Commercial Mortgage documents dated March 8, 1995 for \$75,000
S-24	Norwest Bank Commercial Mortgage documents dated 08/15/95 for \$73,958.35

1	S-25	Norwest Bank Bus/Ag Mortgage documents dated 08/08/96 for \$20,000
2		TERM INSURANCE:
3	S-26	Wells Fargo (Norwest) Lambert Farms Financial Statement dated 03/24/97
4	S-27	08/17/01 letter from Sec. Division to Michael Salcido and response from Mr. Salcido
5		TRANSACTION JOURNAL:
6	S-28	Lambert Financial Group LLC Transaction Details January 1999 – June 2000
7	S-29	Details of sources of deposits from Transaction Detail
8		EXAMINATIONS UNDER OATH:
9	S-30	Clay Lambert September 21, 2000
10	S-31	Clay Lambert March 8, 2001
11		HANDWRITING ANALYSIS:
12	S-32	AZ Department of Public Safety Scientific Examination Report – 09/21/00
13	S-32-1	AZ Department of Public Safety Scientific Examination Report – 03/25/02
14	S-32a	Check #s 5864, 5865, 5886, 5916, 5935, 5915
15	S-32b	Check #5100
16	S-32c	Check #s 5831, 5834, 5837, 5849, 5846, 5845, 5857, 5850, 5859, 5892, 5887, 5863, 5913, 5904, 5903
17	S-32d	Quitclaim deed dated December 9, 1996 – Maricopa County from Tommy and Becky Woods
18	S-32e	Samples of Becky Woods and Clay Woods handwriting
19	S-32f	Handwritten letter from Clay Lambert to Tommy Woods
20	S-32g	Contract values dated 04/10/95
21	S-32q1a	Check #s 5090, 5372, 5435, 5553, 5593, 5620, 5623, 5715, 5747, 5755, 5796, 5798, and 5829
22	S-32q1b	Check #s 5451, 5453, and 5668
23	S-32q2	Request for loan and withdrawal re: policy #5184471
24	S-32q3	Request for withdrawal re: policy #5184471
25	S-32q4	Cash and Loan withdrawal re: policy #5184471
26		MISCELLANEOUS:
	S-33	Cassette tape of Clay Lambert Chapter 11 bankruptcy hearing #01-14885 – PHX
		SUMMARY TABLES:
	S-34	Investments and Misappropriated checks/deposits

The Division reserves the right to use any exhibit listed by the Respondent whether or not introduced by the Respondent, and any additional exhibit identified before or at the hearing or for purposes of rebuttal.

This list of Witnesses and Exhibits is subject to amendment and/or supplement at any time prior to or during the scheduled hearing.

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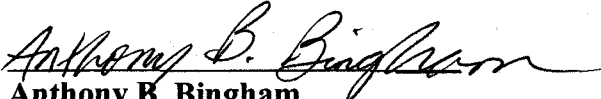
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1 Respectfully submitted this 2nd day of April, 2002.

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3 **Janet Napolitano**

Attorney General for the State of Arizona

4 

5 **Anthony B. Bingham**

Special Assistant Attorney General

6 **Moira McCarthy**

Assistant Attorney General

7 Attorneys for the Securities Division of the
8 Arizona Corporation Commission

9 Original and ten copies
10 of the foregoing hand-delivered
this 2nd day of April, 2002 to:

11 Docket Control
12 Arizona Corporation Commission
1200 W. Washington St.
13 Phoenix, AZ 85007

14 A copy of the foregoing hand-delivered
this 2nd day of April, 2002 to:

15 Philip J. Dion III
16 Administrative Law Judge
Arizona Corporation Commission
1200 W. Washington St.
17 Phoenix, AZ 85007

18 A copy of the foregoing faxed and mailed
19 this 2nd day of April, 2002 to:

20 Michael Salcido
Gust Rosenfeld P.L.C.
201 N. Central Ave., Ste. 3300
21 Phoenix, AZ 85073-3300
22 Attorneys for Respondent

23
24
25 N:\ENFORCE\CASES\LAMBERT.MN\PLEADING\4-1-02 First Amended List of Witnesses and Exhibits.doc
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